



NEWS RELEASE

Matthew D. Orwig
United States Attorney
Eastern District of Texas

FOR IMMEDIATE RELEASE

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Contact: Davilyn Brackin
Public Information Officer
(409) 839-2538 office
(409) 553-9881 cell

FEDERAL GRAND JURY INDICTS ELEVEN FOR CRIMINAL VIOLATIONS

(Tyler, TX) United States Attorney Matthew D. Orwig announced today that a federal grand jury has returned numerous indictments this week charging 11 defendants in separate cases of federal violations in the Eastern District of Texas.

ANTHONY MICHAEL MIHALEY, 45, of Tyler, was indicted on charges of failure to register as a sex offender. Information presented in Court stated Mihaley is a convicted sex offender from Washington State. He traveled to Texas and failed to register as a sex offender as required by law.

If convicted, Mihaley could receive up to 10 years in federal prison and a fine of up to \$250,000. This case was investigated by the United States Marshals Service and is being prosecuted by Assistant United States Attorney Gregg Marchessault.

ROSS JONES, 44, of Lufkin, was indicted on charges of being a felon in possession of a firearm. According to court documents, on August 15, 2006, the Defendant entered the Lufkin Police Department and reported that he had just attempted suicide with a shotgun at his home. Jones consented

to a search of his residence where officers located a shotgun. Jones has a prior felony conviction for attempted murder and is prohibited from owning or possessing a firearm or ammunition.

If convicted, he could face up to ten years in federal prison and a fine of up to \$250,000. This case is being investigated by the Lufkin Police Department and is being prosecuted by Assistant United States Attorney Lisa Flournoy.

EMILE JAMAL MARTIN, 29, of Atlanta, Georgia, was indicted on charges of being a felon in possession of a firearm. According to court documents, on December 16, 2006, Lufkin Police Department officers were dispatched to a robbery of a convenience store in Lufkin. A search for the suspect ensued and a short time later, the Defendant was located in the area of the robbery. A DPS Trooper approached the Defendant and the Defendant removed a pistol from his pocket and dropped it onto the ground. The Defendant has prior felony convictions for robbery and carrying a firearm during the commission of a robbery and is prohibited from owning or possessing a firearm or ammunition.

If convicted, he could face a period of up to ten years in federal prison and a fine of up to \$250,000. This case is being investigated by the Lufkin Police Department and the Texas Department of Public Safety. This case is being prosecuted by Assistant United States Attorney Lisa Flournoy.

MICHAEL SHAWN SMITH, 38, of Whitehouse, Texas, was indicted on charges of possession of a firearm by a convicted felon. Information presented in Court stated that Smith was stopped in Smith County for a defective headlight. Smith admitted to having a weapon in his vehicle, and

it was confirmed that he was a convicted felon and thereby prohibited from owning or possessing a firearm or ammunition.

If convicted, he could face a period of up to 10 years in federal prison and a fine of up to \$250,000. The Bureau of Alcohol, Tobacco, Firearms, and Explosives is investigating this case and Special Assistant United States Attorney Denise Simpson is prosecuting this case.

KIMBERLY ANN QUINN, 26, of Lindale, Texas, **BRANDON KEITH GODWIN**, 20, of Bogata, Texas, and **CHRISTOPHER DAVID MILES**, 24, also of Bogata, were indicted on charges of conspiracy to commit theft or receipt of stolen U.S. mail, possession of stolen mail, and use of unauthorized access devices. According to court documents, Quinn, Godwin and Miles all conspired to steal United States mail from mailboxes of Smith County residents. They would steal items of value, including blank checks, and convert them to cash. It is also alleged they stole the personal identification of several victims, and in one instance applied for a credit card and charged \$15,000 in less than two months.

If convicted, they each face up to five years in federal prison and a fine of up to \$250,000 for the conspiracy and possession counts and an additional ten years in prison for the unauthorized access count.

The United States Postal Service investigated this case. Special Assistant United States Attorney Denise Simpson is prosecuting this case.

CESARIO GUILLEN, 24, and **LUIS GENARO GUILLEN**, 24, both of Palestine, Texas have been indicted for possession of a firearm by a person who unlawfully uses or is addicted to a controlled substance, possession with intent to distribute or dispense a controlled substance and possession of a

firearm during a drug trafficking crime.

According to information presented in court, Cesario Guillen and Luis Guillen regularly sold and distributed illegal controlled substances from Cesario Guillen's home. On July 28, 2006, a search warrant was executed at his home and law enforcement officers seized two firearms and several controlled substances including 440 grams of cocaine, 59 grams of methamphetamine and 192 grams of marijuana. On August 23, 2006, a search warrant was executed at Luis Guillen's home where law enforcement officers seized a firearm and approximately 418 grams of cocaine.

If convicted, they each face up to 10 years in federal prison and a fine of up to \$250,000 on each of the user in possession counts. On the possession with intent to distribute count, they each face up to 40 years in federal prison years and a fine of up to \$2 million. They each face a prison sentence of up to 5 years and a fine of up to \$250,000 to run consecutively to any other sentence imposed on the possession of a firearm during a drug trafficking crime count.

This case was investigated by the Bureau of Alcohol, Tobacco, Firearms, and Explosives. Special Assistant United States Attorney Denise Simpson is prosecuting the case.

MAYRA BELEN HERNANDEZ-MOLINA, 26, has been indicted for criminal alien unlawfully present in the United States after deportation. According to the indictment, on January 6, 2007, an agent with the Immigration and Customs Enforcement responding to a request from the Smith County Sheriff's Office found Hernandez-Molina at the Smith County Jail. It was determined that Hernandez-Molina was a citizen of Mexico who

had been deported to Mexico on August 4, 2005 after two misdemeanor drug convictions in Smith County. Hernandez-Molina reentered the United States without the permission of the Secretary of Homeland Security and was arrested on new drug charges in Smith County on September 16, 2006. On January 3, 2007, Hernandez-Molina pleaded guilty to the state jail felony of possession of a controlled substance and was sentenced to deferred adjudication.

If convicted, Hernandez-Molina faces up to ten years in federal prison and a fine of up to \$250,000.00. This case is being investigated by the Bureau of Immigration and Customs Enforcement. Assistant United States Attorney Allen Hurst is prosecuting the case.

JUAN RAMIREZ-SUAREZ, aka JOSE ROBERTO OLGUIN-SAN AUGUSTIN, 29, has been indicted for criminal alien unlawfully present in the United States after deportation. The indictment alleges that Immigration and Customs Enforcement agents encountered Ramirez on December 21, 2006 in Van Zandt County after he was released from state custody for criminal trespass. He was determined to be a citizen and national of Mexico who had been deported to Mexico on December 13, 2005 after a conviction for the offense of illegal reentry after deportation in the Northern District of Georgia. He admitted to agents that he illegally reentered the United States near Laredo, Texas in August of 2006.

If convicted, Hernandez-Molina could receive up to 10 years in federal prison and a fine not to exceed \$250,000.00. This case is being investigated by the Bureau of Immigration and Customs Enforcement. Assistant United States Attorney Allen Hurst is prosecuting the case.

It is important to note that an indictment should not be considered as evidence of guilt and that all persons charged with a crime are presumed innocent until proven guilty beyond a reasonable doubt.

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